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**GOVERNMENT OF SIKKIM
ENERGY AND POWER DEPARTMENT
GANGTOK**

NOTIFICATION

No: 16/SSDA/E&P/2015-2016/199

Dated: 9/8/2016

In exercise of the powers conferred by section 57 read with section 16 of the Energy Conservation Act, 2001 (Central Act No. 52 of 2001), the State Government hereby makes the following rules for the administration of Sikkim State Energy Conservation Fund Namely :

1. Short title & Commencement :

- (i) These Rules may be called the Sikkim State Energy Conservation Fund Rules, 2016
- (ii) They shall come into force on the date of publication in the Official Gazette.

2. Definitions:-In these rules unless the context otherwise requires,-

- (a) "Act" means the Energy Conservation Act, 2001 (Central Act 52 of 2001);
- (b) "State Designated Agency"(SDA) means the Agency/Department designated as State Designated Agency by the State Government under the provision of clause 15(d) of the Act;
- (c) "Fund" means the Sikkim State Energy Conservation Fund constituted under section 16 of the Act;
- (d) "Government" means the Government of Sikkim;
- (e) "Section" means section of the Act;
- (f) "State Level Steering Committee" means committee constituted to administer the Sikkim State Energy Conservation Fund;
- (g) All other words and expressions used in these rules and not defined herein but defined in the Act, shall respectively have the same meaning as assigned to them in the Act.

3. Constitution of Sikkim State Energy Conservation Fund:-

- (a) The fund constituted under this rule shall be administered by the State Designated Agency as specified under clause 16(4) of the Act.

- (b) The proceeds of the Fund shall be utilized for the promotion and efficient use of Energy and its conservation in the State of Sikkim.
- (c) The Fund shall be credited all grants and loans that may be made by the State Government or Central Government or given by any autonomous body/agency/company/individual for the purpose stated in the rules.

4. Utilization of Fund:-

The fund shall be used

- (a) To meet the expenditure incurred by the State Designated Agency to take all measures to create awareness and disseminate information for efficient use of energy and its conservation to individual consumers, commercial organizations, educational institutions, Industrial & commercial sectors, farmers and others
- (b) To meet the expenditure incurred by the State Designated Agency for training of personnel and specialists for efficient use of energy and its conservation
- (c) For promotion of Research and Development in the field of energy conservation
- (d) To develop testing and certificate procedure, in creation of testing facilities for certification verification and testing of energy consumption of equipments and appliances
- (e) To formulate and facilitate implementation of pilot and demonstration projects for promotion of efficient use of energy and its conservation and to provided matching contribution for such projects taken up by the Bureau of Energy Efficiency and other Agencies, Ministries or Organizations of Central Government
- (f) To promote the use of energy efficient processes for equipments, devices and systems
- (g) To meet the matching grant to the centrally sponsored schemes and the schemes of Bureau of Energy Efficiency implemented in the State of Sikkim
- (h) To provide subsidy for the use of any energy efficient or energy conservation device or machinery notified by the State Government from time to time
- (i) To meet the expenses incurred by the State Designated Agency for implementing the provisions of the Act; and
- (j) To meet the expenses incurred by the State Designated Agency on manpower appointed by the Government for dedicated Energy Conservation Cell

5. State Level Steering Committee :-

- (a) The State Level Steering Committee, to administer the Sikkim State Energy Conservation Fund, shall consists of following namely:-
 - (i) Secretary to Energy & Power Department Govt of Sikkim Chairperson
 - (ii) Principal Chief Engineer, Energy & Power Department, Govt of Sikkim Member
 - (iii) Chief Engineer , Energy & Power Department, Govt of Sikkim Member
 - (iv) Nodal Officer, State Designated Agency Member Secretary

- (v) Representative from Finance, Revenue & Expenditure Department, Govt of Sikkim(Not below the rank of Jt. Director) Member
- (vi) Representative from Commerce & Industries Department, Govt of Sikkim (Not below the rank of Jt. Director) Member
- (b) The meeting of the State Level Steering Committee shall be held at least once in every three months
- (c) The State Level Steering Committee shall perform the following functions, namely:-
- (d) To provide guidance and support to State Designated Agency for carrying out the energy conservation activities through the Sikkim State Energy Conservation Fund;
 - (i) To approve the annual budget for carrying out the energy conservation activities by the State Designated Agency out of the Sikkim State Energy Conservation Fund; and
 - (ii) To review and monitor the progress of activities carried out by the State Designated Agency from the funds of the Sikkim State Energy Conservation Fund

6. Operation of Fund:-

- (a) The State Designated Agency shall operate the fund under the guidance of State Level Steering Committee
- (b) The State Designated Agency shall prepare the annual budget for activities to be funded from Sikkim State Energy Conservation Fund before commencement of the financial year and get it approved by the State Level Steering Committee
- (c) The State Designated Agency shall utilize the fund available in the Sikkim State Level Energy Conservation Fund as per the budget approved by the State Level Steering Committee in accordance with the financial rules, procedure and delegation of powers
- (d) The State Designated Agency shall maintain separate accounts for the fund and shall furnish the income and expenditure statement to the State Level Steering Committee on regular basis

7. Audit of Accounts:-

The accounts of Sikkim State Energy Conservation Fund shall be audited by the Chartered Accountant empanelled by the State Government or by the Comptroller and Auditor General of India or by both as the case may be, at such interval as may be specified

8. Closure of Fund:-

- (a) The fund shall remain operative so long as the relevant provision of the Act remains at force
- (b) At the time of closure of the fund, all unspent balance shall be remitted to Government Treasury

9. Amendment of Rules:-

The Sikkim State Energy Conservation Fund Rules, 2016 can be amended by the State Government as per the functional and objective necessity on the recommendation of the State Level Steering Committee

**N. T. Bhutia
PCE cum Secretary**

